



12  
RECEIVED  
SACRAMENTO  
CYR WOCB

11 JUL 29 PM 12:54

DEPARTMENT OF  
UTILITIES

CITY OF SACRAMENTO  
CALIFORNIA

2812 Meadowview Road  
Sacramento, CA 95832

SOLID WASTE DIVISION

Phone: 916-808-4900  
Fax: 916-808-4999

July 21, 2011

Todd A. De Frate  
Engineering Geologist  
Title 27 Compliance and Enforcement Unit  
California Regional Water Quality Control Board  
Central Valley Region  
11020 Sun Center Drive #200  
Rancho Cordova, CA 95670-6114

Ref: Comments on Closure-Post Closure Plan for Dellar Property

Dear Mr. Scharff:

The City of Sacramento was provided with the closure and post-closure plans ("plans") for the Dellar Property on July 19, 2011 and has the following comments and questions:

- 1) The closure plan references the Elder Berry Bushes on site and earlier communications with US Fish and Wildlife Services with respect to the requirement of a Habitat Conservation Plan. There is no reference or suggestion to share the plans to avoid the Elder Berry Bushes with US Fish and Wildlife Services. The City of Sacramento requests the Dellar Trust engage in either of the following:
  - A) Consult with US Fish and Wildlife Services to review the proposed alternative closure plan and receive approval that no habitat conservation plan due to the Elder Berry Bushes on site is required.
  - B) Release the City of Sacramento from all liability concerning the Elder Berry Bushes and future action by US Fish and Wildlife Services due to finding there was no habitat conservation study and the Elder Berry Bushes were not avoided.



CITY OF SACRAMENTO  
DEPARTMENT  
OF UTILITIES

Making a Difference in your Neighborhood

- 2) Drawing G-3 shows proposed grading of the Dellar property including the Elder Berry bushes. The drawing does not include the required set back of 100 foot from the drip line of the plants. If the required buffer is included there will be significant interference with the grading on the east side of the property.
- 3) The closure-post closure work around the Elder Berry bushes is proposed to be done by hand work using a shovel. The City is not prepared to assume responsibility for this type of work. If this is the proposal, the Dellar Trust will have to assume all responsibility for the closure and post closure work on the Dellar Property.
- 4) Connections from the detention ponds to the combined storm drainage system will have to be approved by the Department of Utilities and all necessary City permits and fees paid prior to commencing work.
- 5) The closure-post closure plan discusses finding of garbage on the slopes outside the Dellar property limits. This was found through borings of the site performed by the Dellar Trust's consultant, Kleinfelder Engineering. This waste may have been garbage disposed of by the City and sloughed off the sides onto the edges. The City recommends this waste be included in the closure plan either by clean closure and burying the waste within the Dellar property boundaries or that the closure plan include grading and covering the exposed waste found along the edge. This will prevent future leachate from rain runoff onto the waste found along the edge of the property.

Sincerely,



Marty Strauss, IWPS

Cc.

Steve Harriman, Integrated Waste General Manager  
Kathleen Rogan, Senior Deputy City Attorney  
Jerry Hicks, Senior Deputy City Attorney  
Marty Hanneman, Director, Department of Utilities  
Jeff Scharff, Attorney at Law